

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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JOHNSON & JOHNSON AND LIFESCAN, INC.,

Plaintiff(s),

**NOTICE OF DISMISSAL
WITHOUT PREJUDICE**

-against-

08 Civ. 1297 (SLT) (SMG)

SOUTH POINTE WHOLESALE, INC., ET AL.,

Defendant(s).
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Pursuant to F.R.C.P. 41(c), Defendants STERLING WHOLESALE, LLC and JEFFREY B. LITMAN, through their attorneys, hereby gives notice of the voluntary dismissal of their cross claims against Defendants GREEN VALLEY MEDICAL DISTRIBUTORS, LLC, RANDY CROWELL, H&H WHOLESALE SERVICES, INC., HOWARD GOLDMAN, MED-HEALTH DIRECT, INC., CHRISTOPHER HATTENBACH, NATIONAL DISTRIBUTION CORPORATION, CARLOS HERNANDEZ, PURITY WHOLESALE GROCERS, INC., JEFFREY LEVITETZ, SOUTH POINTE WHOLESALE, INC., JARROD SHIRLEY, STERLING DISTRIBUTORS and DEAN G. BERRY, without prejudice and without order of the Court.

Dated: New York, New York
December 2, 2009

CALLAN, KOSTER, BRADY & BRENNAN

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